

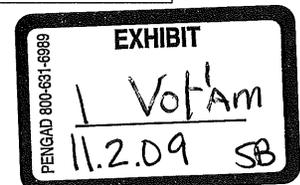
**Citizens Committee Report/S.C. Bar Judicial Qualifications Committee Report**

**Court: SUPREME COURT, Seat 5**

**Candidate's Name: HONORABLE JUSTICE DONALD W. BEATTY**

**Fall Screening 2009**

	<b>Unqualified</b>	<b>Qualified</b>	<b>Well-Qualified</b>
<b>1. Constitutional Qualifications:</b> A candidate must meet the constitutional or statutory requirements of citizenship, residence, age, and professional experience.			XX
<b>2. Ethical Fitness:</b> A candidate must have the ability to perform adjudicative duties impartially and to deal with litigants, lawyers, witnesses, and other courtroom participants objectively and without bias. A candidate should have a sense of humor and must exhibit trustworthiness, moral vigor, and strength of character. A candidate's past action and deeds should demonstrate consistent adherence to high ethical principles and his or her reputation should be above reproach. A candidate must also follow campaigning and pledging laws. At a minimum, a sitting judge will be expected to have complied with the Code of Judicial Conduct's requirements to avoid impropriety, the appearance of impropriety, and partiality.			XX
<b>3. Professional and Academic Ability:</b> A candidate is expected to be well-versed in fundamental legal principles and in procedural and evidentiary rules. A candidate must have the ability to communicate in a style that is both lucid and persuasive and must have the intellectual capacity to interpret established legal principles, apply them to specific factual situations, and clearly and logically communicate the reasoning leading up to his or her conclusion. A candidate's academic record, participation in continuing legal education or other seminars, legal writing, and reputation among professional colleagues to evaluate legal knowledge and ability will be reviewed. On the appellate court level, consideration will be given to a candidate's ability to work well with others and to build or reach a consensus when appropriate.			XX
<b>4. Character:</b> The character of a candidate regarding his or her ethical standards, work habits, and financial responsibility, will be reviewed, as well as a thorough investigation of any complaints, grievances, or criminal allegations made against a candidate.			XX
<b>5. Reputation:</b> Consideration of a candidate's background will include the following: 1) the non-legal experience; 2) the candidate's involvement in community affairs, public office, or pro bono work; or 3) the candidate's views on social issues and his or her desire to affect public policy. A review will be undertaken to ensure a candidate has followed the Code of Judicial Conduct's prohibition against certain extra-judicial activities and rules governing the use of judicial office.			XX
<b>6. Physical Health:</b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX
<b>7. Mental Stability:</b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX



	<b>Unqualified</b>	<b>Qualified</b>	<b>Well-Qualified</b>
<b>8. Experience:</b> The extent and variety of a candidate's experience as an attorney or as a judge or both should be considered in light of the nature of the judicial vacancy to be filled.			XX
<b>9. Judicial Temperament:</b> A candidate's ability to consistently exhibit exemplary judicial temperament will be reviewed. Among the qualities that comprise such a temperament are patience, open-mindedness, courtesy, tact, firmness, understanding, compassion, and humility. Factors that indicate a lack of judicial temperament include arrogance, impatience, pomposity, arbitrariness, and tyranny.			XX

**Related Comments:**

**1. Constitutional Qualifications:**

**2. Ethical Fitness:**

**3. Professional and Academic Ability:**

**4. Character:**

**5. Reputation:**

6. Physical Health:

7. Mental Stability

8. Experience:

9. Judicial Temperament:

SUMMARY STATEMENT:

NANCY JO THOMASON  
Committee Chair's Name

9-23-09  
Date

DONALD W. BEATTY  
Candidate's Name

**Citizens Committee Report/S.C. Bar Judicial Qualifications Committee Report**  
**Court** CIRCUIT COURT AT LARGE, **Seat** 8  
**Candidate's Name:** ALLEN FRETWELL  
**Fall Screening 2009**

	Unqualified	Qualified	Well-Qualified
<b>1. Constitutional Qualifications:</b> A candidate must meet the constitutional or statutory requirements of citizenship, residence, age, and professional experience.			XX
<b>2. Ethical Fitness:</b> A candidate must have the ability to perform adjudicative duties impartially and to deal with litigants, lawyers, witnesses, and other courtroom participants objectively and without bias. A candidate should have a sense of humor and must exhibit trustworthiness, moral vigor, and strength of character. A candidate's past action and deeds should demonstrate consistent adherence to high ethical principles and his or her reputation should be above reproach. A candidate must also follow campaigning and pledging laws. At a minimum, a sitting judge will be expected to have complied with the Code of Judicial Conduct's requirements to avoid impropriety, the appearance of impropriety, and partiality.			XX
<b>3. Professional and Academic Ability:</b> A candidate is evaluated on the following: 1) fundamental legal principles and in procedural and evidentiary rules. A candidate must be able to communicate in a clear and concise style that is both lucid and persuasive and must have the ability to apply legal principles, apply them to specific factual situations, and analyze the reasoning underlying the law; 2) continuing legal education; 3) the candidate's education or other seminars, legal writing, and reputation; and 4) the candidate's knowledge and ability will be reviewed. On the application, the candidate's ability to work well with others and to build a reputation for integrity and honesty will be given to a high priority.			XX
<b>4. Character:</b> The character of a candidate regarding work habits, and financial responsibility, will be reviewed, as well as a thorough investigation of any complaints, grievances, or criminal allegations made against a candidate.			XX
<b>5. Reputation:</b> Consideration of a candidate's background will include the following: 1) the non-legal experience; 2) the candidate's involvement in community affairs, public office, or pro bono work; or 3) the candidate's views on social issues and his or her desire to affect public policy. A review will be undertaken to ensure a candidate has followed the Code of Judicial Conduct's prohibition against certain extra-judicial activities and rules governing the use of judicial office.			XX
<b>6. Physical Health:</b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX
<b>7. Mental Stability:</b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX

Upstate

	<b>Unqualified</b>	<b>Qualified</b>	<b>Well-Qualified</b>
<b>8. <u>Experience</u>:</b> The extent and variety of a candidate's experience as an attorney or as a judge or both should be considered in light of the nature of the judicial vacancy to be filled.		XX	
<b>9. <u>Judicial Temperament</u>:</b> A candidate's ability to consistently exhibit exemplary judicial temperament will be reviewed. Among the qualities that comprise such a temperament are patience, open-mindedness, courtesy, tact, firmness, understanding, compassion, and humility. Factors that indicate a lack of judicial temperament include arrogance, impatience, pomposity, arbitrariness, and tyranny.			XX

**Related Comments:**

**1. Constitutional Qualifications:**

**2. Ethical Fitness:**

**3. Professional and Academic Ability:**

**4. Character:**

**5. Reputation:**

**6. Physical Health:**

**7. Mental Stability**

**8. Experience:**

Mr. Fretwell's lack of civil experience is our only concern, however, that does not prevent him from being qualified as a candidate for this position.

**9. Judicial Temperament:**

**SUMMARY STATEMENT:**

NANCY JO THOMASON  
Committee Chair's Name

9-21-09  
Date

ALLEN O. FRETWELL  
Candidate's Name

**Citizens Committee Report/S.C. Bar Judicial Qualifications Committee Report**  
**Court: 13<sup>TH</sup> CIRCUIT FAMILY COURT, Seat   4**  
**Candidate's Name: HONORABLE ALVIN D. JOHNSON**  
**Fall Screening 2009**

	Unqualified	Qualified	Well-Qualified
<b>1. Constitutional Qualifications:</b> A candidate must meet the constitutional or statutory requirements of citizenship, residence, age, and professional experience.			XX
<b>2. Ethical Fitness:</b> A candidate must have the ability to perform adjudicative duties impartially and to deal with litigants, lawyers, witnesses, and other courtroom participants objectively and without bias. A candidate should have a sense of humor and must exhibit trustworthiness, moral vigor, and strength of character. A candidate's past action and deeds should demonstrate consistent adherence to high ethical principles and his or her reputation should be above reproach. A candidate must also follow campaigning and pledging laws. At a minimum, a sitting judge will be expected to have complied with the Code of Judicial Conduct's requirements to avoid impropriety, the appearance of impropriety, and partiality.			XX
<b>3. Professional and Academic Ability:</b> A candidate is expected to be well-versed in fundamental legal principles and in procedural and evidentiary rules. A candidate must have the ability to communicate in a style that is both lucid and persuasive and must have the intellectual capacity to interpret established legal principles, apply them to specific factual situations, and clearly and logically communicate the reasoning leading up to his or her conclusion. A candidate's academic record, participation in continuing legal education or other seminars, legal writing, and reputation among professional colleagues to evaluate legal knowledge and ability will be reviewed. On the appellate court level, consideration will be given to a candidate's ability to work well with others and to build or reach a consensus when appropriate.			XX
<b>4. Character:</b> The character of a candidate regarding his or her ethical standards, work habits, and financial responsibility, will be reviewed, as well as a thorough investigation of any complaints, grievances, or criminal allegations made against a candidate.			XX
<b>5. Reputation:</b> Consideration of a candidate's background will include the following: 1) the non-legal experience; 2) the candidate's involvement in community affairs, public office, or pro bono work; or 3) the candidate's views on social issues and his or her desire to affect public policy. A review will be undertaken to ensure a candidate has followed the Code of Judicial Conduct's prohibition against certain extra-judicial activities and rules governing the use of judicial office.			XX
<b>6. Physical Health:</b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX

	<b>Unqualified</b>	<b>Qualified</b>	<b>Well-Qualified</b>
<b>7. <u>Mental Stability</u>:</b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX
<b>8. <u>Experience</u>:</b> The extent and variety of a candidate's experience as an attorney or as a judge or both should be considered in light of the nature of the judicial vacancy to be filled.			XX
<b>9. <u>Judicial Temperament</u>:</b> A candidate's ability to consistently exhibit exemplary judicial temperament will be reviewed. Among the qualities that comprise such a temperament are patience, open-mindedness, courtesy, tact, firmness, understanding, compassion, and humility. Factors that indicate a lack of judicial temperament include arrogance, impatience, pomposity, arbitrariness, and tyranny.			XX

**Related Comments:**

**1. Constitutional Qualifications:**

**2. Ethical Fitness:**

**3. Professional and Academic Ability:**

**4. Character:**

**5. Reputation:**

6. Physical Health:

7. Mental Stability

8. Experience:

9. Judicial Temperament:

SUMMARY STATEMENT:

NANCY JO THOMASON  
Committee Chair's Name

9-23-09  
Date

ALVIN D. JOHSON  
Candidate's Name

**Citizens Committee Report/S.C. Bar Judicial Qualifications Committee Report**  
**Court: ADMINISTRATIVE LAW COURT, Seat 6**  
**Candidate's Name: CAROL I. MCMAHAN**  
**Fall Screening 2009**

	Unqualified	Qualified	Well-Qualified
<b>1. Constitutional Qualifications:</b> A candidate must meet the constitutional or statutory requirements of citizenship, residence, age, and professional experience.			XX
<b>2. Ethical Fitness:</b> A candidate must have the ability to perform adjudicative duties impartially and to deal with litigants, lawyers, witnesses, and other courtroom participants objectively and without bias. A candidate should have a sense of humor and must exhibit trustworthiness, moral vigor, and strength of character. A candidate's past action and deeds should demonstrate consistent adherence to high ethical principles and his or her reputation should be above reproach. A candidate must also follow campaigning and pledging laws. At a minimum, a sitting judge will be expected to have complied with the Code of Judicial Conduct's requirements to avoid impropriety, the appearance of impropriety, and partiality.			XX
<b>3. Professional and Academic Ability:</b> A candidate is expected to be well-versed in fundamental legal principles and in procedural and evidentiary rules. A candidate must have the ability to communicate in a style that is both lucid and persuasive and must have the intellectual capacity to interpret established legal principles, apply them to specific factual situations, and clearly and logically communicate the reasoning leading up to his or her conclusion. A candidate's academic record, participation in continuing legal education or other seminars, legal writing, and reputation among professional colleagues to evaluate legal knowledge and ability will be reviewed. On the appellate court level, consideration will be given to a candidate's ability to work well with others and to build or reach a consensus when appropriate.			XX
<b>4. Character:</b> The character of a candidate regarding his or her ethical standards, work habits, and financial responsibility, will be reviewed, as well as a thorough investigation of any complaints, grievances, or criminal allegations made against a candidate.			XX
<b>5. Reputation:</b> Consideration of a candidate's background will include the following: 1) the non-legal experience; 2) the candidate's involvement in community affairs, public office, or pro bono work; or 3) the candidate's views on social issues and his or her desire to affect public policy. A review will be undertaken to ensure a candidate has followed the Code of Judicial Conduct's prohibition against certain extra-judicial activities and rules governing the use of judicial office.			XX
<b>6. Physical Health:</b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX
<b>7. Mental Stability:</b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX

	<b>Unqualified</b>	<b>Qualified</b>	<b>Well-Qualified</b>
<b>8. <u>Experience</u>:</b> The extent and variety of a candidate's experience as an attorney or as a judge or both should be considered in light of the nature of the judicial vacancy to be filled.			XX
<b>9. <u>Judicial Temperament</u>:</b> A candidate's ability to consistently exhibit exemplary judicial temperament will be reviewed. Among the qualities that comprise such a temperament are patience, open-mindedness, courtesy, tact, firmness, understanding, compassion, and humility. Factors that indicate a lack of judicial temperament include arrogance, impatience, pomposity, arbitrariness, and tyranny.			XX

**Related Comments:**

**1. Constitutional Qualifications:**

**2. Ethical Fitness:**

**3. Professional and Academic Ability:**

**4. Character:**

**5. Reputation:**

6. Physical Health:

7. Mental Stability

8. Experience:

9. Judicial Temperament:

SUMMARY STATEMENT:

NANCY JO THOMASON  
Committee Chair's Name

9-21-09  
Date

CAROL I. MCMAHAN  
Candidate's Name

**Citizens Committee Report/S.C. Bar Judicial Qualifications Committee Report**  
**Court 13<sup>TH</sup> CIRCUIT FAMILY COURT Seat   2**  
**Candidate's Name: CATHERINE C. CHRISTOPHILLIS**  
**Fall Screening 2009**

	Unqualified	Qualified	Well-Qualified
<b>1. <u>Constitutional Qualifications:</u></b> A candidate must meet the constitutional or statutory requirements of citizenship, residence, age, and professional experience.			XX
<b>2. <u>Ethical Fitness:</u></b> A candidate must have the ability to perform adjudicative duties impartially and to deal with litigants, lawyers, witnesses, and other courtroom participants objectively and without bias. A candidate should have a sense of humor and must exhibit trustworthiness, moral vigor, and strength of character. A candidate's past action and deeds should demonstrate consistent adherence to high ethical principles and his or her reputation should be above reproach. A candidate must also follow campaigning and pledging laws. At a minimum, a sitting judge will be expected to have complied with the Code of Judicial Conduct's requirements to avoid impropriety, the appearance of impropriety, and partiality.			XX
<b>3. <u>Professional and Academic Ability:</u></b> A candidate is expected to be well-versed in fundamental legal principles and in procedural and evidentiary rules. A candidate must have the ability to communicate in a style that is both lucid and persuasive and must have the intellectual capacity to interpret established legal principles, apply them to specific factual situations, and clearly and logically communicate the reasoning leading up to his or her conclusion. A candidate's academic record, participation in continuing legal education or other seminars, legal writing, and reputation among professional colleagues to evaluate legal knowledge and ability will be reviewed. On the appellate court level, consideration will be given to a candidate's ability to work well with others and to build or reach a consensus when appropriate.			XX
<b>4. <u>Character:</u></b> The character of a candidate regarding his or her ethical standards, work habits, and financial responsibility, will be reviewed, as well as a thorough investigation of any complaints, grievances, or criminal allegations made against a candidate.			XX
<b>5. <u>Reputation:</u></b> Consideration of a candidate's background will include the following: 1) the non-legal experience; 2) the candidate's involvement in community affairs, public office, or pro bono work; or 3) the candidate's views on social issues and his or her desire to affect public policy. A review will be undertaken to ensure a candidate has followed the Code of Judicial Conduct's prohibition against certain extra-judicial activities and rules governing the use of judicial office.			XX
<b>6. <u>Physical Health:</u></b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX
<b>7. <u>Mental Stability:</u></b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX

	<b>Unqualified</b>	<b>Qualified</b>	<b>Well-Qualified</b>
<b>8. <u>Experience</u>:</b> The extent and variety of a candidate's experience as an attorney or as a judge or both should be considered in light of the nature of the judicial vacancy to be filled.			XX
<b>9. <u>Judicial Temperament</u>:</b> A candidate's ability to consistently exhibit exemplary judicial temperament will be reviewed. Among the qualities that comprise such a temperament are patience, open-mindedness, courtesy, tact, firmness, understanding, compassion, and humility. Factors that indicate a lack of judicial temperament include arrogance, impatience, pomposity, arbitrariness, and tyranny.			XX

**Related Comments:**

**1. Constitutional Qualifications:**

**2. Ethical Fitness:**

**3. Professional and Academic Ability:**

**4. Character:**

**5. Reputation:**

6. Physical Health:

7. Mental Stability

8. Experience:

9. Judicial Temperament:

**SUMMARY STATEMENT:**

NANCY JO THOMASON  
Committee Chair's Name

9-22-09  
Date

CATHERINE C. CHRISTOPHILLIS  
Candidate's Name

**Citizens Committee Report/S.C. Bar Judicial Qualifications Committee Report**  
**Court: CIRCUIT COURT 13<sup>TH</sup> CIRCUIT, Seat 1**  
**Candidate's Name: EDWARD WELMAKER**  
**Fall Screening 2009**

	Unqualified	Qualified	Well-Qualified
<b>1. <u>Constitutional Qualifications:</u></b> A candidate must meet the constitutional or statutory requirements of citizenship, residence, age, and professional experience.			XX
<b>2. <u>Ethical Fitness:</u></b> A candidate must have the ability to perform adjudicative duties impartially and to deal with litigants, lawyers, witnesses, and other courtroom participants objectively and without bias. A candidate should have a sense of humor and must exhibit trustworthiness, moral vigor, and strength of character. A candidate's past action and deeds should demonstrate consistent adherence to high ethical principles and his or her reputation should be above reproach. A candidate must also follow campaigning and pledging laws. At a minimum, a sitting judge will be expected to have complied with the Code of Judicial Conduct's requirements to avoid impropriety, the appearance of impropriety, and partiality.			XX
<b>3. <u>Professional and Academic Ability:</u></b> A candidate is expected to be well-versed in fundamental legal principles and in procedural and evidentiary rules. A candidate must have the ability to communicate in a style that is both lucid and persuasive and must have the intellectual capacity to interpret established legal principles, apply them to specific factual situations, and clearly and logically communicate the reasoning leading up to his or her conclusion. A candidate's academic record, participation in continuing legal education or other seminars, legal writing, and reputation among professional colleagues to evaluate legal knowledge and ability will be reviewed. On the appellate court level, consideration will be given to a candidate's ability to work well with others and to build or reach a consensus when appropriate.			XX
<b>4. <u>Character:</u></b> The character of a candidate regarding his or her ethical standards, work habits, and financial responsibility, will be reviewed, as well as a thorough investigation of any complaints, grievances, or criminal allegations made against a candidate.			XX
<b>5. <u>Reputation:</u></b> Consideration of a candidate's background will include the following: 1) the non-legal experience; 2) the candidate's involvement in community affairs, public office, or pro bono work; or 3) the candidate's views on social issues and his or her desire to affect public policy. A review will be undertaken to ensure a candidate has followed the Code of Judicial Conduct's prohibition against certain extra-judicial activities and rules governing the use of judicial office.			XX
<b>6. <u>Physical Health:</u></b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX
<b>7. <u>Mental Stability:</u></b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX

	<b>Unqualified</b>	<b>Qualified</b>	<b>Well-Qualified</b>
<b>8. <u>Experience</u>:</b> The extent and variety of a candidate's experience as an attorney or as a judge or both should be considered in light of the nature of the judicial vacancy to be filled.			XX
<b>9. <u>Judicial Temperament</u>:</b> A candidate's ability to consistently exhibit exemplary judicial temperament will be reviewed. Among the qualities that comprise such a temperament are patience, open-mindedness, courtesy, tact, firmness, understanding, compassion, and humility. Factors that indicate a lack of judicial temperament include arrogance, impatience, pomposity, arbitrariness, and tyranny.			XX

**Related Comments:**

**1. Constitutional Qualifications:**

**2. Ethical Fitness:**

**3. Professional and Academic Ability:**

**4. Character:**

**5. Reputation:**

6. Physical Health:

7. Mental Stability

8. Experience:

9. Judicial Temperament:

**SUMMARY STATEMENT:**

**All comments regarding Judge Welmaker were extremely complementary regarding all aspects of the evaluative criteria.**

NANCY JO THOMASON  
Committee Chair's Name

9-22-09  
Date

EDWARD WELMAKER  
Candidate's Name

**Citizens Committee Report/S.C. Bar Judicial Qualifications Committee Report**  
**Court: MASTER-IN-EQUITY- ANDERSON & OCONEE COUNTY**  
**Candidate's Name: ELLIS B. DREW, JR.**  
**Fall Screening 2009**

	Unqualified	Qualified	Well-Qualified
<b>1. <u>Constitutional Qualifications:</u></b> A candidate must meet the constitutional or statutory requirements of citizenship, residence, age, and professional experience.			XX
<b>2. <u>Ethical Fitness:</u></b> A candidate must have the ability to perform adjudicative duties impartially and to deal with litigants, lawyers, witnesses, and other courtroom participants objectively and without bias. A candidate should have a sense of humor and must exhibit trustworthiness, moral vigor, and strength of character. A candidate's past action and deeds should demonstrate consistent adherence to high ethical principles and his or her reputation should be above reproach. A candidate must also follow campaigning and pledging laws. At a minimum, a sitting judge will be expected to have complied with the Code of Judicial Conduct's requirements to avoid impropriety, the appearance of impropriety, and partiality.			XX
<b>3. <u>Professional and Academic Ability:</u></b> A candidate is expected to be well-versed in fundamental legal principles and in procedural and evidentiary rules. A candidate must have the ability to communicate in a style that is both lucid and persuasive and must have the intellectual capacity to interpret established legal principles, apply them to specific factual situations, and clearly and logically communicate the reasoning leading up to his or her conclusion. A candidate's academic record, participation in continuing legal education or other seminars, legal writing, and reputation among professional colleagues to evaluate legal knowledge and ability will be reviewed. On the appellate court level, consideration will be given to a candidate's ability to work well with others and to build or reach a consensus when appropriate.			XX
<b>4. <u>Character:</u></b> The character of a candidate regarding his or her ethical standards, work habits, and financial responsibility, will be reviewed, as well as a thorough investigation of any complaints, grievances, or criminal allegations made against a candidate.			XX
<b>5. <u>Reputation:</u></b> Consideration of a candidate's background will include the following: 1) the non-legal experience; 2) the candidate's involvement in community affairs, public office, or pro bono work; or 3) the candidate's views on social issues and his or her desire to affect public policy. A review will be undertaken to ensure a candidate has followed the Code of Judicial Conduct's prohibition against certain extra-judicial activities and rules governing the use of judicial office.			XX
<b>6. <u>Physical Health:</u></b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX
<b>7. <u>Mental Stability:</u></b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX

	<b>Unqualified</b>	<b>Qualified</b>	<b>Well-Qualified</b>
<b>8. Experience:</b> The extent and variety of a candidate's experience as an attorney or as a judge or both should be considered in light of the nature of the judicial vacancy to be filled.			XX
<b>9. Judicial Temperament:</b> A candidate's ability to consistently exhibit exemplary judicial temperament will be reviewed. Among the qualities that comprise such a temperament are patience, open-mindedness, courtesy, tact, firmness, understanding, compassion, and humility. Factors that indicate a lack of judicial temperament include arrogance, impatience, pomposity, arbitrariness, and tyranny.			XX

**Related Comments:**

**1. Constitutional Qualifications:**

**2. Ethical Fitness:**

**3. Professional and Academic Ability:**

**4. Character:**

**5. Reputation:**

6. Physical Health:

7. Mental Stability

8. Experience:

9. Judicial Temperament:

**SUMMARY STATEMENT:**

NANCY JO THOMASON  
Committee Chair's Name

9-23-09  
Date

ELLIS B. DREW  
Candidate's Name

**Citizens Committee Report/S.C. Bar Judicial Qualifications Committee Report**  
**Court**    **CIRCUIT COURT AT LARGE, Seat**   8    
**Candidate's Name:** ERIC ENGLEBARDT  
**Fall Screening 2009**

	<b>Unqualified</b>	<b>Qualified</b>	<b>Well-Qualified</b>
<b>1. <u>Constitutional Qualifications:</u></b> A candidate must meet the constitutional or statutory requirements of citizenship, residence, age, and professional experience.			XX
<b>2. <u>Ethical Fitness:</u></b> A candidate must have the ability to perform adjudicative duties impartially and to deal with litigants, lawyers, witnesses, and other courtroom participants objectively and without bias. A candidate should have a sense of humor and must exhibit trustworthiness, moral vigor, and strength of character. A candidate's past action and deeds should demonstrate consistent adherence to high ethical principles and his or her reputation should be above reproach. A candidate must also follow campaigning and pledging laws. At a minimum, a sitting judge will be expected to have complied with the Code of Judicial Conduct's requirements to avoid impropriety, the appearance of impropriety, and partiality.			XX
<b>3. <u>Professional and Academic Ability:</u></b> A candidate is expected to be well-versed in fundamental legal principles and in procedural and evidentiary rules. A candidate must have the ability to communicate in a style that is both lucid and persuasive and must have the intellectual capacity to interpret established legal principles, apply them to specific factual situations, and clearly and logically communicate the reasoning leading up to his or her conclusion. A candidate's academic record, participation in continuing legal education or other seminars, legal writing, and reputation among professional colleagues to evaluate legal knowledge and ability will be reviewed. On the appellate court level, consideration will be given to a candidate's ability to work well with others and to build or reach a consensus when appropriate.			XX
<b>4. <u>Character:</u></b> The character of a candidate regarding his or her ethical standards, work habits, and financial responsibility, will be reviewed, as well as a thorough investigation of any complaints, grievances, or criminal allegations made against a candidate.			XX
<b>5. <u>Reputation:</u></b> Consideration of a candidate's background will include the following: 1) the non-legal experience; 2) the candidate's involvement in community affairs, public office, or pro bono work; or 3) the candidate's views on social issues and his or her desire to affect public policy. A review will be undertaken to ensure a candidate has followed the Code of Judicial Conduct's prohibition against certain extra-judicial activities and rules governing the use of judicial office.			XX
<b>6. <u>Physical Health:</u></b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX
<b>7. <u>Mental Stability:</u></b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX

	<b>Unqualified</b>	<b>Qualified</b>	<b>Well-Qualified</b>
<b>8. <u>Experience</u>:</b> The extent and variety of a candidate's experience as an attorney or as a judge or both should be considered in light of the nature of the judicial vacancy to be filled.			XX
<b>9. <u>Judicial Temperament</u>:</b> A candidate's ability to consistently exhibit exemplary judicial temperament will be reviewed. Among the qualities that comprise such a temperament are patience, open-mindedness, courtesy, tact, firmness, understanding, compassion, and humility. Factors that indicate a lack of judicial temperament include arrogance, impatience, pomposity, arbitrariness, and tyranny.			XX

**Related Comments:**

**1. Constitutional Qualifications:**

**2. Ethical Fitness:**

**3. Professional and Academic Ability:**

**4. Character:**

**5. Reputation:**

6. Physical Health:

7. Mental Stability

8. Experience:

9. Judicial Temperament:

**SUMMARY STATEMENT:**

**This committee has screened Mr. Englebardt in the past. We continue to find nothing but positive comments and reports regarding his qualifications for this position.**

NANCY JO THOMASON  
Committee Chair's Name

9-21-09  
Date

ERIC ENGLEBARDT  
Candidate's Name

**Citizens Committee Report/S.C. Bar Judicial Qualifications Committee Report**  
**Court CIRCUIT COURT 13<sup>TH</sup> CIRCUIT, Seat \_4\_\_\_\_\_**  
**Candidate's Name: GARY HILL**  
**Fall Screening 2009**

	Unqualified	Qualified	Well-Qualified
<b>1. <u>Constitutional Qualifications:</u></b> A candidate must meet the constitutional or statutory requirements of citizenship, residence, age, and professional experience.			XX
<b>2. <u>Ethical Fitness:</u></b> A candidate must have the ability to perform adjudicative duties impartially and to deal with litigants, lawyers, witnesses, and other courtroom participants objectively and without bias. A candidate should have a sense of humor and must exhibit trustworthiness, moral vigor, and strength of character. A candidate's past action and deeds should demonstrate consistent adherence to high ethical principles and his or her reputation should be above reproach. A candidate must also follow campaigning and pledging laws. At a minimum, a sitting judge will be expected to have complied with the Code of Judicial Conduct's requirements to avoid impropriety, the appearance of impropriety, and partiality.			XX
<b>3. <u>Professional and Academic Ability:</u></b> A candidate is expected to be well-versed in fundamental legal principles and in procedural and evidentiary rules. A candidate must have the ability to communicate in a style that is both lucid and persuasive and must have the intellectual capacity to interpret established legal principles, apply them to specific factual situations, and clearly and logically communicate the reasoning leading up to his or her conclusion. A candidate's academic record, participation in continuing legal education or other seminars, legal writing, and reputation among professional colleagues to evaluate legal knowledge and ability will be reviewed. On the appellate court level, consideration will be given to a candidate's ability to work well with others and to build or reach a consensus when appropriate.			XX
<b>4. <u>Character:</u></b> The character of a candidate regarding his or her ethical standards, work habits, and financial responsibility, will be reviewed, as well as a thorough investigation of any complaints, grievances, or criminal allegations made against a candidate.			XX
<b>5. <u>Reputation:</u></b> Consideration of a candidate's background will include the following: 1) the non-legal experience; 2) the candidate's involvement in community affairs, public office, or pro bono work; or 3) the candidate's views on social issues and his or her desire to affect public policy. A review will be undertaken to ensure a candidate has followed the Code of Judicial Conduct's prohibition against certain extra-judicial activities and rules governing the use of judicial office.			XX
<b>6. <u>Physical Health:</u></b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX
<b>7. <u>Mental Stability:</u></b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX

	<b>Unqualified</b>	<b>Qualified</b>	<b>Well-Qualified</b>
<b>8. <u>Experience</u>:</b> The extent and variety of a candidate's experience as an attorney or as a judge or both should be considered in light of the nature of the judicial vacancy to be filled.			XX
<b>9. <u>Judicial Temperament</u>:</b> A candidate's ability to consistently exhibit exemplary judicial temperament will be reviewed. Among the qualities that comprise such a temperament are patience, open-mindedness, courtesy, tact, firmness, understanding, compassion, and humility. Factors that indicate a lack of judicial temperament include arrogance, impatience, pomposity, arbitrariness, and tyranny.			XX

**Related Comments:**

**1. Constitutional Qualifications:**

**2. Ethical Fitness:**

**3. Professional and Academic Ability:**

**4. Character:**

**5. Reputation:**

6. Physical Health:

7. Mental Stability

8. Experience:

9. Judicial Temperament:

**SUMMARY STATEMENT:**

**Our investigation revealed that Judge Hill is an outstanding jurist and is very well qualified in all aspects of the evaluative criteria.**

NANCY JO THOMASON  
Committee Chair's Name

9-22-09  
Date

JUDGE GARY HILL  
Candidate's Name



**Citizens Committee Report/S.C. Bar Judicial Qualifications Committee Report**  
**Court: 13<sup>TH</sup> CIRCUIT FAMILY COURT, Seat \_2\_**  
**Candidate's Name: HARRY L. PHILLIPS**  
**Fall Screening 2009**

	Unqualified	Qualified	Well-Qualified
<b>1. Constitutional Qualifications:</b> A candidate must meet the constitutional or statutory requirements of citizenship, residence, age, and professional experience.		XX	
<b>2. Ethical Fitness:</b> A candidate must have the ability to perform adjudicative duties impartially and to deal with litigants, lawyers, witnesses, and other courtroom participants objectively and without bias. A candidate should have a sense of humor and must exhibit trustworthiness, moral vigor, and strength of character. A candidate's past action and deeds should demonstrate consistent adherence to high ethical principles and his or her reputation should be above reproach. A candidate must also follow campaigning and pledging laws. At a minimum, a sitting judge will be expected to have complied with the Code of Judicial Conduct's requirements to avoid impropriety, the appearance of impropriety, and partiality.		XX	
<b>3. Professional and Academic Ability:</b> A candidate is expected to be well-versed in fundamental legal principles and in procedural and evidentiary rules. A candidate must have the ability to communicate in a style that is both lucid and persuasive and must have the intellectual capacity to interpret established legal principles, apply them to specific factual situations, and clearly and logically communicate the reasoning leading up to his or her conclusion. A candidate's academic record, participation in continuing legal education or other seminars, legal writing, and reputation among professional colleagues to evaluate legal knowledge and ability will be reviewed. On the appellate court level, consideration will be given to a candidate's ability to work well with others and to build or reach a consensus when appropriate.		XX	
<b>4. Character:</b> The character of a candidate regarding his or her ethical standards, work habits, and financial responsibility, will be reviewed, as well as a thorough investigation of any complaints, grievances, or criminal allegations made against a candidate.		XX	
<b>5. Reputation:</b> Consideration of a candidate's background will include the following: 1) the non-legal experience; 2) the candidate's involvement in community affairs, public office, or pro bono work; or 3) the candidate's views on social issues and his or her desire to affect public policy. A review will be undertaken to ensure a candidate has followed the Code of Judicial Conduct's prohibition against certain extra-judicial activities and rules governing the use of judicial office.		XX	
<b>6. Physical Health:</b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.		XX	
<b>7. Mental Stability:</b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.		XX	

	Unqualified	Qualified	Well-Qualified
8. <b><u>Experience</u></b> : The extent and variety of a candidate's experience as an attorney or as a judge or both should be considered in light of the nature of the judicial vacancy to be filled.		XX	
9. <b><u>Judicial Temperament</u></b> : A candidate's ability to consistently exhibit exemplary judicial temperament will be reviewed. Among the qualities that comprise such a temperament are patience, open-mindedness, courtesy, tact, firmness, understanding, compassion, and humility. Factors that indicate a lack of judicial temperament include arrogance, impatience, pomposity, arbitrariness, and tyranny.			XX

**Related Comments:**

1. **Constitutional Qualifications:**

2. **Ethical Fitness:**

3. **Professional and Academic Ability:**

4. **Character:**

5. **Reputation:**

6. Physical Health:

7. Mental Stability

8. Experience:

9. Judicial Temperament:

**SUMMARY STATEMENT:**

NANCY JO THOMASON  
Committee Chair's Name

9-23-09  
Date

HARRY L. PHILLIPS, JR.  
Candidate's Name

**Citizens Committee Report/S.C. Bar Judicial Qualifications Committee Report**  
**Court FAMILY COURT 13<sup>TH</sup> CIRCUIT, Seat   2**  
**Candidate's Name: MICHAEL DON STOKES**  
**Fall Screening 2009**

	Unqualified	Qualified	Well-Qualified
<b>1. <u>Constitutional Qualifications:</u></b> A candidate must meet the constitutional or statutory requirements of citizenship, residence, age, and professional experience.		XX	
<b>2. <u>Ethical Fitness:</u></b> A candidate must have the ability to perform adjudicative duties impartially and to deal with litigants, lawyers, witnesses, and other courtroom participants objectively and without bias. A candidate should have a sense of humor and must exhibit trustworthiness, moral vigor, and strength of character. A candidate's past action and deeds should demonstrate consistent adherence to high ethical principles and his or her reputation should be above reproach. A candidate must also follow campaigning and pledging laws. At a minimum, a sitting judge will be expected to have complied with the Code of Judicial Conduct's requirements to avoid impropriety, the appearance of impropriety, and partiality.		XX	
<b>3. <u>Professional and Academic Ability:</u></b> A candidate is expected to be well-versed in fundamental legal principles and in procedural and evidentiary rules. A candidate must have the ability to communicate in a style that is both lucid and persuasive and must have the intellectual capacity to interpret established legal principles, apply them to specific factual situations, and clearly and logically communicate the reasoning leading up to his or her conclusion. A candidate's academic record, participation in continuing legal education or other seminars, legal writing, and reputation among professional colleagues to evaluate legal knowledge and ability will be reviewed. On the appellate court level, consideration will be given to a candidate's ability to work well with others and to build or reach a consensus when appropriate.		XX	
<b>4. <u>Character:</u></b> The character of a candidate regarding his or her ethical standards, work habits, and financial responsibility, will be reviewed, as well as a thorough investigation of any complaints, grievances, or criminal allegations made against a candidate.		XX	
<b>5. <u>Reputation:</u></b> Consideration of a candidate's background will include the following: 1) the non-legal experience; 2) the candidate's involvement in community affairs, public office, or pro bono work; or 3) the candidate's views on social issues and his or her desire to affect public policy. A review will be undertaken to ensure a candidate has followed the Code of Judicial Conduct's prohibition against certain extra-judicial activities and rules governing the use of judicial office.		XX	
<b>6. <u>Physical Health:</u></b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.		XX	
<b>7. <u>Mental Stability:</u></b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.		XX	

	<b>Unqualified</b>	<b>Qualified</b>	<b>Well-Qualified</b>
<b>8. <u>Experience</u>:</b> The extent and variety of a candidate's experience as an attorney or as a judge or both should be considered in light of the nature of the judicial vacancy to be filled.		XX	
<b>9. <u>Judicial Temperament</u>:</b> A candidate's ability to consistently exhibit exemplary judicial temperament will be reviewed. Among the qualities that comprise such a temperament are patience, open-mindedness, courtesy, tact, firmness, understanding, compassion, and humility. Factors that indicate a lack of judicial temperament include arrogance, impatience, pomposity, arbitrariness, and tyranny.		SEE NOTES	

**Related Comments:**

**1. Constitutional Qualifications:**

**2. Ethical Fitness:**

**3. Professional and Academic Ability:**

**4. Character:**

**5. Reputation:**

**6. Physical Health:**

**7. Mental Stability**

**8. Experience:**

**9. Judicial Temperament:**

The committee has again been given numerous comments regarding this candidate's temperament. As a sitting magistrate, it has been said that he is, at times, has been rude and overbearing. The candidate responded during our interview that he could not understand why we were receiving these types of comments. He contends that he has never had any type of issue with his temperament.

**SUMMARY STATEMENT:**

NANCY JO THOMASON  
Committee Chair's Name

9-23-09  
Date

MICHAEL DON STOKES  
Candidate's Name

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**Citizens Committee Report/S.C. Bar Judicial Qualifications Committee Report**  
**Court\_ FAMILY COURT, 7<sup>TH</sup> CIRCUIT, Seat \_1\_\_\_\_\_**  
**Candidate's Name: PHILLIP SINCLAIR**  
**Fall Screening 2009**

	<b>Unqualified</b>	<b>Qualified</b>	<b>Well-Qualified</b>
<b>1. <u>Constitutional Qualifications:</u></b> A candidate must meet the constitutional or statutory requirements of citizenship, residence, age, and professional experience.			XX
<b>2. <u>Ethical Fitness:</u></b> A candidate must have the ability to perform adjudicative duties impartially and to deal with litigants, lawyers, witnesses, and other courtroom participants objectively and without bias. A candidate should have a sense of humor and must exhibit trustworthiness, moral vigor, and strength of character. A candidate's past action and deeds should demonstrate consistent adherence to high ethical principles and his or her reputation should be above reproach. A candidate must also follow campaigning and pledging laws. At a minimum, a sitting judge will be expected to have complied with the Code of Judicial Conduct's requirements to avoid impropriety, the appearance of impropriety, and partiality.			XX
<b>3. <u>Professional and Academic Ability:</u></b> A candidate is expected to be well-versed in fundamental legal principles and in procedural and evidentiary rules. A candidate must have the ability to communicate in a style that is both lucid and persuasive and must have the intellectual capacity to interpret established legal principles, apply them to specific factual situations, and clearly and logically communicate the reasoning leading up to his or her conclusion. A candidate's academic record, participation in continuing legal education or other seminars, legal writing, and reputation among professional colleagues to evaluate legal knowledge and ability will be reviewed. On the appellate court level, consideration will be given to a candidate's ability to work well with others and to build or reach a consensus when appropriate.			XX
<b>4. <u>Character:</u></b> The character of a candidate regarding his or her ethical standards, work habits, and financial responsibility, will be reviewed, as well as a thorough investigation of any complaints, grievances, or criminal allegations made against a candidate.			XX
<b>5. <u>Reputation:</u></b> Consideration of a candidate's background will include the following: 1) the non-legal experience; 2) the candidate's involvement in community affairs, public office, or pro bono work; or 3) the candidate's views on social issues and his or her desire to affect public policy. A review will be undertaken to ensure a candidate has followed the Code of Judicial Conduct's prohibition against certain extra-judicial activities and rules governing the use of judicial office.			XX
<b>6. <u>Physical Health:</u></b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX
<b>7. <u>Mental Stability:</u></b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX

	<b>Unqualified</b>	<b>Qualified</b>	<b>Well-Qualified</b>
<b>8. Experience:</b> The extent and variety of a candidate's experience as an attorney or as a judge or both should be considered in light of the nature of the judicial vacancy to be filled.			XX
<b>9. Judicial Temperament:</b> A candidate's ability to consistently exhibit exemplary judicial temperament will be reviewed. Among the qualities that comprise such a temperament are patience, open-mindedness, courtesy, tact, firmness, understanding, compassion, and humility. Factors that indicate a lack of judicial temperament include arrogance, impatience, pomposity, arbitrariness, and tyranny.			XX

**Related Comments:**

**1. Constitutional Qualifications:**

**2. Ethical Fitness:**

**3. Professional and Academic Ability:**

**4. Character:**

**5. Reputation:**

6. Physical Health:

7. Mental Stability

8. Experience:

9. Judicial Temperament:

SUMMARY STATEMENT:

This committee has received nothing but positive comments and information about Mr. Sinclair.

NANCY JO THOMASON  
Committee Chair's Name

9-21-09  
Date

PHILLIP K. SINCLAIR  
Candidate's Name

**Citizens Committee Report/S.C. Bar Judicial Qualifications Committee Report**

Court \_\_\_\_\_, Seat \_\_\_\_\_

Candidate's Name: \_\_\_\_\_

Fall/Spring Screening \_\_\_\_\_ (year)

	Unqualified	Qualified	Well-Qualified
<b>1. Constitutional Qualifications:</b> A candidate must meet the constitutional or statutory requirements of citizenship, residence, age, and professional experience.			XX
<b>2. Ethical Fitness:</b> A candidate must have the ability to perform adjudicative duties impartially and to deal with litigants, lawyers, witnesses, and other courtroom participants objectively and without bias. A candidate should have a sense of humor and must exhibit trustworthiness, moral vigor, and strength of character. A candidate's past action and deeds should demonstrate consistent adherence to high ethical principles and his or her reputation should be above reproach. A candidate must also follow campaigning and pledging laws. At a minimum, a sitting judge will be expected to have complied with the Code of Judicial Conduct's requirements to avoid impropriety, the appearance of impropriety, and partiality.			XX
<b>3. Professional and Academic Ability:</b> A candidate is expected to be well-versed in fundamental legal principles and in procedural and evidentiary rules. A candidate must have the ability to communicate in a style that is both lucid and persuasive and must have the intellectual capacity to interpret established legal principles, apply them to specific factual situations, and clearly and logically communicate the reasoning leading up to his or her conclusion. A candidate's academic record, participation in continuing legal education or other seminars, legal writing, and reputation among professional colleagues to evaluate legal knowledge and ability will be reviewed. On the appellate court level, consideration will be given to a candidate's ability to work well with others and to build or reach a consensus when appropriate.			XX
<b>4. Character:</b> The character of a candidate regarding his or her ethical standards, work habits, and financial responsibility, will be reviewed, as well as a thorough investigation of any complaints, grievances, or criminal allegations made against a candidate.			XX
<b>5. Reputation:</b> Consideration of a candidate's background will include the following: 1) the non-legal experience; 2) the candidate's involvement in community affairs, public office, or pro bono work; or 3) the candidate's views on social issues and his or her desire to affect public policy. A review will be undertaken to ensure a candidate has followed the Code of Judicial Conduct's prohibition against certain extra-judicial activities and rules governing the use of judicial office.			XX
<b>6. Physical Health:</b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX
<b>7. Mental Stability:</b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX

	<b>Unqualified</b>	<b>Qualified</b>	<b>Well-Qualified</b>
<b>8. Experience:</b> The extent and variety of a candidate's experience as an attorney or as a judge or both should be considered in light of the nature of the judicial vacancy to be filled.			XX
<b>9. Judicial Temperament:</b> A candidate's ability to consistently exhibit exemplary judicial temperament will be reviewed. Among the qualities that comprise such a temperament are patience, open-mindedness, courtesy, tact, firmness, understanding, compassion, and humility. Factors that indicate a lack of judicial temperament include arrogance, impatience, pomposity, arbitrariness, and tyranny.			XX

**Related Comments:**

**1. Constitutional Qualifications:**

**2. Ethical Fitness:**

**3. Professional and Academic Ability:**

**4. Character:**

**5. Reputation:**

6. Physical Health:

7. Mental Stability

8. Experience:

9. Judicial Temperament:

**SUMMARY STATEMENT:**

**The committee is impressed with this candidate's level of experience and understanding of the workings of the regulatory agencies of the state and the role the ALJ plays in that process.**

NANCY JO THOMASON  
Committee Chair's Name

9-23-09  
Date

SCOTT PFEIFFER  
Candidate's Name

**Citizens Committee Report/S.C. Bar Judicial Qualifications Committee Report**  
**Court: 10<sup>TH</sup> CIRCUIT FAMILY COURT, Seat   2**  
**Candidate's Name: TIMOTHY M. CAIN**  
**Fall Screening 2009**

	Unqualified	Qualified	Well-Qualified
<b>1. Constitutional Qualifications:</b> A candidate must meet the constitutional or statutory requirements of citizenship, residence, age, and professional experience.			
<b>2. Ethical Fitness:</b> A candidate must have the ability to perform adjudicative duties impartially and to deal with litigants, lawyers, witnesses, and other courtroom participants objectively and without bias. A candidate should have a sense of humor and must exhibit trustworthiness, moral vigor, and strength of character. A candidate's past action and deeds should demonstrate consistent adherence to high ethical principles and his or her reputation should be above reproach. A candidate must also follow campaigning and pledging laws. At a minimum, a sitting judge will be expected to have complied with the Code of Judicial Conduct's requirements to avoid impropriety, the appearance of impropriety, and partiality.			
<b>3. Professional and Academic Ability:</b> A candidate is expected to be well-versed in fundamental legal principles and in procedural and evidentiary rules. A candidate must have the ability to communicate in a style that is both lucid and persuasive and must have the intellectual capacity to interpret established legal principles, apply them to specific factual situations, and clearly and logically communicate the reasoning leading up to his or her conclusion. A candidate's academic record, participation in continuing legal education or other seminars, legal writing, and reputation among professional colleagues to evaluate legal knowledge and ability will be reviewed. On the appellate court level, consideration will be given to a candidate's ability to work well with others and to build or reach a consensus when appropriate.			
<b>4. Character:</b> The character of a candidate regarding his or her ethical standards, work habits, and financial responsibility, will be reviewed, as well as a thorough investigation of any complaints, grievances, or criminal allegations made against a candidate.			
<b>5. Reputation:</b> Consideration of a candidate's background will include the following: 1) the non-legal experience; 2) the candidate's involvement in community affairs, public office, or pro bono work; or 3) the candidate's views on social issues and his or her desire to affect public policy. A review will be undertaken to ensure a candidate has followed the Code of Judicial Conduct's prohibition against certain extra-judicial activities and rules governing the use of judicial office.			
<b>6. Physical Health:</b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			
<b>7. Mental Stability:</b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			

	<b>Unqualified</b>	<b>Qualified</b>	<b>Well-Qualified</b>
<b>8. <u>Experience</u>:</b> The extent and variety of a candidate's experience as an attorney or as a judge or both should be considered in light of the nature of the judicial vacancy to be filled.			
<b>9. <u>Judicial Temperament</u>:</b> A candidate's ability to consistently exhibit exemplary judicial temperament will be reviewed. Among the qualities that comprise such a temperament are patience, open-mindedness, courtesy, tact, firmness, understanding, compassion, and humility. Factors that indicate a lack of judicial temperament include arrogance, impatience, pomposity, arbitrariness, and tyranny.			

**Related Comments:**

**1. Constitutional Qualifications:**

**2. Ethical Fitness:**

**3. Professional and Academic Ability:**

**4. Character:**

**5. Reputation:**

6. Physical Health:

7. Mental Stability

8. Experience:

9. Judicial Temperament:

**SUMMARY STATEMENT:**

**The committee has received nothing but positive comments regarding Judge Cain.**

NANCY JO THOMASON  
Committee Chair's Name

9-23-09  
Date

TIMOTHY M. CAIN  
Candidate's Name

**Citizens Committee Report/S.C. Bar Judicial Qualifications Committee Report**  
**Court\_\_FAMILY COURT 7<sup>TH</sup> CIRCUIT, Seat \_\_3\_\_**  
**Candidate's Name: USHA BRIDGES**  
**Fall Screening 2009**

	Unqualified	Qualified	Well-Qualified
<b>1. Constitutional Qualifications:</b> A candidate must meet the constitutional or statutory requirements of citizenship, residence, age, and professional experience.		XX	
<b>2. Ethical Fitness:</b> A candidate must have the ability to perform adjudicative duties impartially and to deal with litigants, lawyers, witnesses, and other courtroom participants objectively and without bias. A candidate should have a sense of humor and must exhibit trustworthiness, moral vigor, and strength of character. A candidate's past action and deeds should demonstrate consistent adherence to high ethical principles and his or her reputation should be above reproach. A candidate must also follow campaigning and pledging laws. At a minimum, a sitting judge will be expected to have complied with the Code of Judicial Conduct's requirements to avoid impropriety, the appearance of impropriety, and partiality.		XX	
<b>3. Professional and Academic Ability:</b> A candidate is expected to be well-versed in fundamental legal principles and in procedural and evidentiary rules. A candidate must have the ability to communicate in a style that is both lucid and persuasive and must have the intellectual capacity to interpret established legal principles, apply them to specific factual situations, and clearly and logically communicate the reasoning leading up to his or her conclusion. A candidate's academic record, participation in continuing legal education or other seminars, legal writing, and reputation among professional colleagues to evaluate legal knowledge and ability will be reviewed. On the appellate court level, consideration will be given to a candidate's ability to work well with others and to build or reach a consensus when appropriate.			XX
<b>4. Character:</b> The character of a candidate regarding his or her ethical standards, work habits, and financial responsibility, will be reviewed, as well as a thorough investigation of any complaints, grievances, or criminal allegations made against a candidate.		XX	
<b>5. Reputation:</b> Consideration of a candidate's background will include the following: 1) the non-legal experience; 2) the candidate's involvement in community affairs, public office, or pro bono work; or 3) the candidate's views on social issues and his or her desire to affect public policy. A review will be undertaken to ensure a candidate has followed the Code of Judicial Conduct's prohibition against certain extra-judicial activities and rules governing the use of judicial office.			XX
<b>6. Physical Health:</b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.		XX	
<b>7. Mental Stability:</b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.		XX	

	<b>Unqualified</b>	<b>Qualified</b>	<b>Well-Qualified</b>
<b>8. Experience:</b> The extent and variety of a candidate's experience as an attorney or as a judge or both should be considered in light of the nature of the judicial vacancy to be filled.			XX
<b>9. Judicial Temperament:</b> A candidate's ability to consistently exhibit exemplary judicial temperament will be reviewed. Among the qualities that comprise such a temperament are patience, open-mindedness, courtesy, tact, firmness, understanding, compassion, and humility. Factors that indicate a lack of judicial temperament include arrogance, impatience, pomposity, arbitrariness, and tyranny.			XX

**Related Comments:**

**1. Constitutional Qualifications:**

**2. Ethical Fitness:**

**3. Professional and Academic Ability:**

**4. Character:**

**5. Reputation:**

6. Physical Health:

7. Mental Stability

8. Experience:

9. Judicial Temperament:

**SUMMARY STATEMENT:**

**The committee is extremely impressed with the positive reputation of this candidate in her community, as well as the wealth of experience she would bring to the Family Court Bench. As the public defender for the juveniles in her county, the attorney for the GAL's in DSS cases and practicing in private cases, she is highly qualified to handle any type of case a Family Court Judge would be required to hear.**

NANCY JO THOMASON  
Committee Chair's Name

9-21-09  
Date

USHA BRIDGES  
Candidate's Name

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**Citizens Committee Report/S.C. Bar Judicial Qualifications Committee Report  
 Court 13<sup>TH</sup> CIRCUIT FAMILY COURT, Seat \_2\_  
 Candidate's Name: W. MARSH ROBERTSON  
 Fall Screening 2009**

	Unqualified	Qualified	Well-Qualified
<b>1. Constitutional Qualifications:</b> A candidate must meet the constitutional or statutory requirements of citizenship, residence, age, and professional experience.			XX
<b>2. Ethical Fitness:</b> A candidate must have the ability to perform adjudicative duties impartially and to deal with litigants, lawyers, witnesses, and other courtroom participants objectively and without bias. A candidate should have a sense of humor and must exhibit trustworthiness, moral vigor, and strength of character. A candidate's past action and deeds should demonstrate consistent adherence to high ethical principles and his or her reputation should be above reproach. A candidate must also follow campaigning and pledging laws. At a minimum, a sitting judge will be expected to have complied with the Code of Judicial Conduct's requirements to avoid impropriety, the appearance of impropriety, and partiality.			XX
<b>3. Professional and Academic Ability:</b> A candidate is expected to be well-versed in fundamental legal principles and in procedural and evidentiary rules. A candidate must have the ability to communicate in a style that is both lucid and persuasive and must have the intellectual capacity to interpret established legal principles, apply them to specific factual situations, and clearly and logically communicate the reasoning leading up to his or her conclusion. A candidate's academic record, participation in continuing legal education or other seminars, legal writing, and reputation among professional colleagues to evaluate legal knowledge and ability will be reviewed. On the appellate court level, consideration will be given to a candidate's ability to work well with others and to build or reach a consensus when appropriate.			XX
<b>4. Character:</b> The character of a candidate regarding his or her ethical standards, work habits, and financial responsibility, will be reviewed, as well as a thorough investigation of any complaints, grievances, or criminal allegations made against a candidate.			XX
<b>5. Reputation:</b> Consideration of a candidate's background will include the following: 1) the non-legal experience; 2) the candidate's involvement in community affairs, public office, or pro bono work; or 3) the candidate's views on social issues and his or her desire to affect public policy. A review will be undertaken to ensure a candidate has followed the Code of Judicial Conduct's prohibition against certain extra-judicial activities and rules governing the use of judicial office.			XX
<b>6. Physical Health:</b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX
<b>7. Mental Stability:</b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX

	<b>Unqualified</b>	<b>Qualified</b>	<b>Well-Qualified</b>
<b>8. Experience:</b> The extent and variety of a candidate's experience as an attorney or as a judge or both should be considered in light of the nature of the judicial vacancy to be filled.			XX
<b>9. Judicial Temperament:</b> A candidate's ability to consistently exhibit exemplary judicial temperament will be reviewed. Among the qualities that comprise such a temperament are patience, open-mindedness, courtesy, tact, firmness, understanding, compassion, and humility. Factors that indicate a lack of judicial temperament include arrogance, impatience, pomposity, arbitrariness, and tyranny.			XX

**Related Comments:**

**1. Constitutional Qualifications:**

**2. Ethical Fitness:**

**3. Professional and Academic Ability:**

**4. Character:**

**5. Reputation:**

6. Physical Health:

7. Mental Stability

8. Experience:

9. Judicial Temperament:

SUMMARY STATEMENT:

NANCY JO THOMASON  
Committee Chair's Name

9-22-09  
Date

W. MARSH ROBERTSON  
Candidate's Name

**Citizens Committee Report/S.C. Bar Judicial Qualifications Committee Report**  
**Court: Retired Family Court**  
**Candidate's Name: \_\_ TIMOTHY L. BROWN**  
**Fall Screening 2009**

	Unqualified	Qualified	Well-Qualified
<b>1. <u>Constitutional Qualifications:</u></b> A candidate must meet the constitutional or statutory requirements of citizenship, residence, age, and professional experience.			XX
<b>2. <u>Ethical Fitness:</u></b> A candidate must have the ability to perform adjudicative duties impartially and to deal with litigants, lawyers, witnesses, and other courtroom participants objectively and without bias. A candidate should have a sense of humor and must exhibit trustworthiness, moral vigor, and strength of character. A candidate's past action and deeds should demonstrate consistent adherence to high ethical principles and his or her reputation should be above reproach. A candidate must also follow campaigning and pledging laws. At a minimum, a sitting judge will be expected to have complied with the Code of Judicial Conduct's requirements to avoid impropriety, the appearance of impropriety, and partiality.			XX
<b>3. <u>Professional and Academic Ability:</u></b> A candidate is expected to be well-versed in fundamental legal principles and in procedural and evidentiary rules. A candidate must have the ability to communicate in a style that is both lucid and persuasive and must have the intellectual capacity to interpret established legal principles, apply them to specific factual situations, and clearly and logically communicate the reasoning leading up to his or her conclusion. A candidate's academic record, participation in continuing legal education or other seminars, legal writing, and reputation among professional colleagues to evaluate legal knowledge and ability will be reviewed. On the appellate court level, consideration will be given to a candidate's ability to work well with others and to build or reach a consensus when appropriate.			XX
<b>4. <u>Character:</u></b> The character of a candidate regarding his or her ethical standards, work habits, and financial responsibility, will be reviewed, as well as a thorough investigation of any complaints, grievances, or criminal allegations made against a candidate.			XX
<b>5. <u>Reputation:</u></b> Consideration of a candidate's background will include the following: 1) the non-legal experience; 2) the candidate's involvement in community affairs, public office, or pro bono work; or 3) the candidate's views on social issues and his or her desire to affect public policy. A review will be undertaken to ensure a candidate has followed the Code of Judicial Conduct's prohibition against certain extra-judicial activities and rules governing the use of judicial office.			XX
<b>6. <u>Physical Health:</u></b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX
<b>7. <u>Mental Stability:</u></b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX

	<b>Unqualified</b>	<b>Qualified</b>	<b>Well-Qualified</b>
<b>8. Experience:</b> The extent and variety of a candidate's experience as an attorney or as a judge or both should be considered in light of the nature of the judicial vacancy to be filled.			XX
<b>9. Judicial Temperament:</b> A candidate's ability to consistently exhibit exemplary judicial temperament will be reviewed. Among the qualities that comprise such a temperament are patience, open-mindedness, courtesy, tact, firmness, understanding, compassion, and humility. Factors that indicate a lack of judicial temperament include arrogance, impatience, pomposity, arbitrariness, and tyranny.			XX

**Related Comments:**

**1. Constitutional Qualifications:**

**2. Ethical Fitness:**

**3. Professional and Academic Ability:**

**4. Character:**

**5. Reputation:**

6. Physical Health:

7. Mental Stability

8. Experience:

9. Judicial Temperament:

**SUMMARY STATEMENT:**

NANCY JO THOMASON  
Committee Chair's Name

9-21-09  
Date

TIMOTHY L. BROWN  
Candidate's Name

**Citizens Committee Report/S.C. Bar Judicial Qualifications Committee Report**  
**Court: FAMILY COURT 7<sup>TH</sup> CIRCUIT, Seat \_\_3**  
**Candidate's Name: \_BROOKS MOSS**  
**Fall Screening 2009**

	<b>Unqualified</b>	<b>Qualified</b>	<b>Well-Qualified</b>
<b>1. <u>Constitutional Qualifications:</u></b> A candidate must meet the constitutional or statutory requirements of citizenship, residence, age, and professional experience.		XX	
<b>2. <u>Ethical Fitness:</u></b> A candidate must have the ability to perform adjudicative duties impartially and to deal with litigants, lawyers, witnesses, and other courtroom participants objectively and without bias. A candidate should have a sense of humor and must exhibit trustworthiness, moral vigor, and strength of character. A candidate's past action and deeds should demonstrate consistent adherence to high ethical principles and his or her reputation should be above reproach. A candidate must also follow campaigning and pledging laws. At a minimum, a sitting judge will be expected to have complied with the Code of Judicial Conduct's requirements to avoid impropriety, the appearance of impropriety, and partiality.	See notes		
<b>3. <u>Professional and Academic Ability:</u></b> A candidate is expected to be well-versed in fundamental legal principles and in procedural and evidentiary rules. A candidate must have the ability to communicate in a style that is both lucid and persuasive and must have the intellectual capacity to interpret established legal principles, apply them to specific factual situations, and clearly and logically communicate the reasoning leading up to his or her conclusion. A candidate's academic record, participation in continuing legal education or other seminars, legal writing, and reputation among professional colleagues to evaluate legal knowledge and ability will be reviewed. On the appellate court level, consideration will be given to a candidate's ability to work well with others and to build or reach a consensus when appropriate.		XX	
<b>4. <u>Character:</u></b> The character of a candidate regarding his or her ethical standards, work habits, and financial responsibility, will be reviewed, as well as a thorough investigation of any complaints, grievances, or criminal allegations made against a candidate.	See notes		
<b>5. <u>Reputation:</u></b> Consideration of a candidate's background will include the following: 1) the non-legal experience; 2) the candidate's involvement in community affairs, public office, or pro bono work; or 3) the candidate's views on social issues and his or her desire to affect public policy. A review will be undertaken to ensure a candidate has followed the Code of Judicial Conduct's prohibition against certain extra-judicial activities and rules governing the use of judicial office.	See notes		
<b>6. <u>Physical Health:</u></b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.		XX	
<b>7. <u>Mental Stability:</u></b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.		XX	

	<b>Unqualified</b>	<b>Qualified</b>	<b>Well-Qualified</b>
<b>8. <u>Experience</u>:</b> The extent and variety of a candidate's experience as an attorney or as a judge or both should be considered in light of the nature of the judicial vacancy to be filled.		XX	
<b>9. <u>Judicial Temperament</u>:</b> A candidate's ability to consistently exhibit exemplary judicial temperament will be reviewed. Among the qualities that comprise such a temperament are patience, open-mindedness, courtesy, tact, firmness, understanding, compassion, and humility. Factors that indicate a lack of judicial temperament include arrogance, impatience, pomposity, arbitrariness, and tyranny.		XX	

**Related Comments:**

1. **Constitutional Qualifications:**

2. **Ethical Fitness:**

3. **Professional and Academic Ability:**

4. **Character:**

5. **Reputation:**

6. **Physical Health:**

7. **Mental Stability**

8. **Experience:**

**9. Judicial Temperament:**

**SUMMARY STATEMENT:**

The committee has serious concerns about this candidate in the areas of ethical fitness, character and reputation. The committee received information from a credible source who refused to be named or identified to the Commission. However, the committee believes the information which was supplied to it by this source. Since the committee does not have the ability to fully investigate the accusations, we would ask the Commission to scrutinize this candidate carefully in the noted areas.

**NANCY JO THOMASON**  
Committee Chair's Name

**9-21-09**  
Date

**BROOKS MOSS**  
Candidate's Name

**Citizens Committee Report/S.C. Bar Judicial Qualifications Committee Report**  
**Court: SC COURT OF APPEALS Seat: 5**  
**Candidate's Name: JOHN C. FEW**  
**Fall Screening 2009**

	Unqualified	Qualified	Well-Qualified
<b>1. <u>Constitutional Qualifications:</u></b> A candidate must meet the constitutional or statutory requirements of citizenship, residence, age, and professional experience.			XX
<b>2. <u>Ethical Fitness:</u></b> A candidate must have the ability to perform adjudicative duties impartially and to deal with litigants, lawyers, witnesses, and other courtroom participants objectively and without bias. A candidate should have a sense of humor and must exhibit trustworthiness, moral vigor, and strength of character. A candidate's past action and deeds should demonstrate consistent adherence to high ethical principles and his or her reputation should be above reproach. A candidate must also follow campaigning and pledging laws. At a minimum, a sitting judge will be expected to have complied with the Code of Judicial Conduct's requirements to avoid impropriety, the appearance of impropriety, and partiality.			XX
<b>3. <u>Professional and Academic Ability:</u></b> A candidate is expected to be well-versed in fundamental legal principles and in procedural and evidentiary rules. A candidate must have the ability to communicate in a style that is both lucid and persuasive and must have the intellectual capacity to interpret established legal principles, apply them to specific factual situations, and clearly and logically communicate the reasoning leading up to his or her conclusion. A candidate's academic record, participation in continuing legal education or other seminars, legal writing, and reputation among professional colleagues to evaluate legal knowledge and ability will be reviewed. On the appellate court level, consideration will be given to a candidate's ability to work well with others and to build or reach a consensus when appropriate.			XX
<b>4. <u>Character:</u></b> The character of a candidate regarding his or her ethical standards, work habits, and financial responsibility, will be reviewed, as well as a thorough investigation of any complaints, grievances, or criminal allegations made against a candidate.			XX
<b>5. <u>Reputation:</u></b> Consideration of a candidate's background will include the following: 1) the non-legal experience; 2) the candidate's involvement in community affairs, public office, or pro bono work; or 3) the candidate's views on social issues and his or her desire to affect public policy. A review will be undertaken to ensure a candidate has followed the Code of Judicial Conduct's prohibition against certain extra-judicial activities and rules governing the use of judicial office.			XX
<b>6. <u>Physical Health:</u></b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX
<b>7. <u>Mental Stability:</u></b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX

	<b>Unqualified</b>	<b>Qualified</b>	<b>Well-Qualified</b>
<b>8. Experience:</b> The extent and variety of a candidate's experience as an attorney or as a judge or both should be considered in light of the nature of the judicial vacancy to be filled.			XX
<b>9. Judicial Temperament:</b> A candidate's ability to consistently exhibit exemplary judicial temperament will be reviewed. Among the qualities that comprise such a temperament are patience, open-mindedness, courtesy, tact, firmness, understanding, compassion, and humility. Factors that indicate a lack of judicial temperament include arrogance, impatience, pomposity, arbitrariness, and tyranny.			XX

**Related Comments:**

**1. Constitutional Qualifications:**

**2. Ethical Fitness:**

**3. Professional and Academic Ability:**

**4. Character:**

**5. Reputation:**

6. Physical Health:

7. Mental Stability

8. Experience:

9. Judicial Temperament:

**SUMMARY STATEMENT:**

NANCY JO THOMASON  
Committee Chair's Name

9-22-09  
Date

JOHN C. FEW  
Candidate's Name

**Citizens Committee Report/S.C. Bar Judicial Qualifications Committee Report**  
**Court: RETIRED SUPREME COURT**  
**Candidate's Name: E. C. BURNETT, III**  
**Fall Screening 2009**

	Unqualified	Qualified	Well-Qualified
<b>1. <u>Constitutional Qualifications</u>:</b> A candidate must meet the constitutional or statutory requirements of citizenship, residence, age, and professional experience.			XX
<b>2. <u>Ethical Fitness</u>:</b> A candidate must have the ability to perform adjudicative duties impartially and to deal with litigants, lawyers, witnesses, and other courtroom participants objectively and without bias. A candidate should have a sense of humor and must exhibit trustworthiness, moral vigor, and strength of character. A candidate's past action and deeds should demonstrate consistent adherence to high ethical principles and his or her reputation should be above reproach. A candidate must also follow campaigning and pledging laws. At a minimum, a sitting judge will be expected to have complied with the Code of Judicial Conduct's requirements to avoid impropriety, the appearance of impropriety, and partiality.			XX
<b>3. <u>Professional and Academic Ability</u>:</b> A candidate is expected to be well-versed in fundamental legal principles and in procedural and evidentiary rules. A candidate must have the ability to communicate in a style that is both lucid and persuasive and must have the intellectual capacity to interpret established legal principles, apply them to specific factual situations, and clearly and logically communicate the reasoning leading up to his or her conclusion. A candidate's academic record, participation in continuing legal education or other seminars, legal writing, and reputation among professional colleagues to evaluate legal knowledge and ability will be reviewed. On the appellate court level, consideration will be given to a candidate's ability to work well with others and to build or reach a consensus when appropriate.			XX
<b>4. <u>Character</u>:</b> The character of a candidate regarding his or her ethical standards, work habits, and financial responsibility, will be reviewed, as well as a thorough investigation of any complaints, grievances, or criminal allegations made against a candidate.			XX
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<b>6. <u>Physical Health</u>:</b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX
<b>7. <u>Mental Stability</u>:</b> The demands of the judicial office require a high level of performance, and a candidate must be both mentally and physically capable of performing the duties of the office sought with or without reasonable accommodation for any mental or physical impairment that substantially limits a major life activity.			XX

	<b>Unqualified</b>	<b>Qualified</b>	<b>Well-Qualified</b>
<b>8. Experience:</b> The extent and variety of a candidate's experience as an attorney or as a judge or both should be considered in light of the nature of the judicial vacancy to be filled.			XX
<b>9. Judicial Temperament:</b> A candidate's ability to consistently exhibit exemplary judicial temperament will be reviewed. Among the qualities that comprise such a temperament are patience, open-mindedness, courtesy, tact, firmness, understanding, compassion, and humility. Factors that indicate a lack of judicial temperament include arrogance, impatience, pomposity, arbitrariness, and tyranny.			XX

**Related Comments:**

**1. Constitutional Qualifications:**

**2. Ethical Fitness:**

**3. Professional and Academic Ability:**

**4. Character:**

**5. Reputation:**

6. Physical Health:

7. Mental Stability

8. Experience:

9. Judicial Temperament:

**SUMMARY STATEMENT:**

NANCY JO THOMASON  
Committee Chair's Name

9-22-09  
Date

E. C. BURNETT, III  
Candidate's Name